

TWELFTH DAY
(Monday, June 25, 1984)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Blake, Brooks, Brown, Caperton, Doggett, Edwards, Farabee, Glasgow, Harris, Henderson, Howard, Jones, Kothmann, Leedom, Lyon, Mauzy, McFarland, Montford, Parker, Parmer, Santiesteban, Sarpalius, Sharp, Sims, Traeger, Truan, Uribe, Vale, Whitmire, Williams.

Absent-excused: Washington.

A quorum was announced present.

Senator Ed Howard offered the invocation as follows:

Our Father, as we face this day and its tasks, may we be mindful that all things come from Thee and that those tasks present opportunities and they can best be solved by looking to Thee for Thy guidance and support. Be with us this day in the deliberations that we make.

In Jesus' Name. Amen.

On motion of Senator Mauzy and by unanimous consent, the reading of the Journal of the proceedings of Friday, June 22, 1984, was dispensed with and the Journal was approved.

LEAVE OF ABSENCE

Senator Washington was granted leave of absence for today on account of important business on motion of Senator Williams.

SENATE BILL ON FIRST READING

The following bill was introduced, read first time and referred to the Committee indicated:

S.B. 34 by Traeger Finance
Relating to the authority of the State Pension Review Board to transfer funds from one appropriation item to another.

SENATE RESOLUTION 108

Senator Truan offered the following resolution:

WHEREAS, A most moving tribute to our nation's deceased veterans is the heart-rending pomp and splendor of a military funeral; and

WHEREAS, The solemnity and grandeur of these last rites offer solace and sustenance to bereaved families and friends; and

WHEREAS, The Corpus Christi Veterans Memorial Service Team composed of members of the Veterans of Foreign Wars, Disabled American Veterans, and the American Legion volunteer their services to conduct military funerals throughout South Texas; and

WHEREAS, During their first year of existence, the team has conducted 58 military funerals, and has traveled more than 450 miles at their own expense to perform their duties; and

WHEREAS, These selfless volunteers are: Chairman and Team Captain Enrique Rodriquez, Vice-Chairman Arturo Jimenez, Treasurer Joe Aguilar, former Chairman Rick Chavana, Frank V. Garcia, Adan Alaniz, Sal Vera, Jesse

Berner, Frank Garcia, Sammy Garza, Ricardo Gonzales, Manuel Gonzalez, Pedro Vega, Jose Plata, David Zuniga, Maria Patricia Jimenez, 15-year-old bugler Marcos Lopez, Jr., and Rudy Pena; and

WHEREAS, These patriotic individuals set an example of community service that is a source of great pride to all Americans, especially the citizens of Corpus Christi; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 68th Legislature, 2nd Called Session, hereby commend the loyalty and love of country exhibited by the members of the Corpus Christi Veterans Memorial Service Team; and, be it further

RESOLVED, That copies of this Resolution be prepared for the members of the Corpus Christi Veterans Memorial Service Team as an expression of esteem from the Texas Senate.

The resolution was read and was adopted.

On motion of Senator Williams and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

Senator Truan escorted the members of the Corpus Christi Veterans Memorial Service Team to the President's Rostrum.

The President presented the guests with enrolled copies of Senate Resolution 108.

GUEST PRESENTED

Senator Montford was recognized and presented his guest, Dr. Ray E. Santos, member of the Parks and Wildlife Commission.

Dr. Santos was welcomed by the Members of the Senate.

SENATE CONCURRENT RESOLUTION 20

Senator Doggett offered the following resolution:

S.C.R. 20, Delegating the Lieutenant Governor and the Speaker of the House authority, under the Nuclear Waste Policy Act of 1982, to disapprove a repository site and direct them to issue such a disapproval and submit it to the United States Congress.

SARPALIUS
SIMS
MONTFORD

The resolution was read.

On motion of Senator Doggett and by unanimous consent, the resolution was considered immediately and was adopted.

MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was referred to the Committee on State Affairs, Subcommittee on Nominations:

Austin, Texas
June 25, 1984

TO THE SENATE OF THE SIXTY-EIGHTH LEGISLATURE, SECOND CALLED SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

TO BE A MEMBER OF THE TEXAS LOW-LEVEL RADIOACTIVE WASTE DISPOSAL AUTHORITY:

For a term to expire February 1, 1989:

ROBERT L. CLEMENT
1504 Marshall Lane
Austin, Texas 78703

(Dr. Clement is replacing Dr. Frederick J. Bonte of Dallas, Dallas County, Texas, whose term expired.)

Respectfully submitted,

/s/Mark White
Governor of Texas

HOUSE CONCURRENT RESOLUTION 12 ON SECOND READING

On motion of Senator Traeger and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H.C.R. 12, Requesting Congress not to enact HR 5143 and HR 5144, relating to regulation of State public pension systems.

The resolution was read second time and was adopted.

MEMORIAL RESOLUTIONS

S.R. 107 - By Brooks: Memorial resolution for F. Ted Dudley.

S.R. 110 - By Glasgow, McFarland: Memorial resolution for Mrs. Linda Keithley.

S.R. 111 - By Glasgow: Memorial resolution for Mrs. Eula C. Nation.

S.R. 112 - By Glasgow: Memorial resolution for Judge Clyde Grissom.

S.R. 113 - By Glasgow, Parmer: Memorial resolution for Wayne E. (Pud) Roberts.

S.R. 114 - By Glasgow: Memorial resolution for Joe B. Henderson.

S.R. 115 - By Glasgow, Parmer: Memorial resolution for Louis Engler.

S.R. 116 - By Glasgow, Parmer: Memorial resolution for Mrs. Ruth E. Collier.

S.R. 117 - By Glasgow: Memorial resolution for E. D. "Ed" Farley.

S.R. 118 - By Glasgow: Memorial resolution for Charlie Ben Bradberry.

S.R. 119 - By Glasgow: Memorial resolution for Darwin Cox.

S.R. 120 - By Glasgow: Memorial resolution for Joyce Adkins Raupe.

S.R. 121 - By Glasgow: Memorial resolution for Charles O. Credeur.

WELCOME AND CONGRATULATORY RESOLUTIONS

H.C.R. 37 - (Glasgow): Honoring Laura Shaw, Miss Texas U.S.A.

S.R. 105 - By Brown: Commending the Brazoswood High School Buccaneers baseball team.

S.R. 106 - By Brown: Commending the goals of the Texas Association Teachers of Dancing, Incorporated.

S.R. 109 - By Kothmann: Extending welcome to Victor Wukovits, "Honorary Page" for the day.

ADJOURNMENT

On motion of Senator Mauzy, the Senate at 11:37 o'clock a.m. adjourned until 10:00 o'clock a.m. tomorrow.

APPENDIX

Signed by Governor
(June 19, 1984)

S.C.R. 11

H.C.R. 6

H.C.R. 18

H.C.R. 21

H.C.R. 28

H.C.R. 29

Signed by Governor
(June 21, 1984)

S.C.R. 12

H.C.R. 26

**In Memory
of
W. S. (Bill) Heatly**

Senator Howard offered the following resolution:

(House Concurrent Resolution 45)

WHEREAS, The loss of a distinguished former legislator saddens not only the citizens of his particular constituency but also all of the people of the state; and

WHEREAS, W. S. "Bill" Heatly, who served 28 years in the Texas Legislature before retiring as dean of the house of representatives in 1982, died in Paducah on February 25, 1984, at the age of 71, and his death is indeed a sad event to his many friends and former colleagues throughout the state; and

WHEREAS, During his long tenure in office, Mr. Heatly consistently demonstrated the leadership, legislative skill, and deep commitment to the citizens of Texas that enabled him to establish such a commendable record of public service; and

WHEREAS, A native of Limestone County, he was born on a cotton farm near Mart in 1912; he was graduated from Decatur Baptist College and received his bachelor of arts degree and his law degree from Baylor University; and

WHEREAS, In his later years he actively supported his alma mater as chancellor of the Baylor Law School, as a member of the board of directors of the Baylor Stadium Corporation, and the Baylor Bear Club, and as a member of the Baylor Ex-Student Association; and

WHEREAS, Mr. Heatly successfully practiced law in Dallas, Beaumont, Wichita Falls, and Paducah, and he was affiliated with the Texas Bar Association and the American Bar Association; and

WHEREAS, He first held public office as city attorney of Paducah, and in 1953, he was subsequently named to the Texas Commission on Alcoholism by Governor Allan Shivers; and

WHEREAS, In 1954, this notable Texan began the first of 14 consecutive terms he would eventually serve in the house of representatives; proving his leadership and ability early in his career, he soon was appointed to a number of important positions; and

WHEREAS, Mr. Heatly was a member of the Legislative Budget Board from 1956 to 1982, a tenure longer than that of any other Texan, and he was on the House Appropriations Committee for 26 years, serving as its chairman for an unprecedented six terms from 1959 to 1971; and

WHEREAS, He also served the Judicial Affairs Committee as chairman for budget and oversight and was a member of the Texas Legislative Council from 1955 to 1956 and chairman of the State Affairs Committee in 1957; and

WHEREAS, This concerned public citizen worked hard to sponsor worthwhile legislation improving the state's prison system, promoting its agricultural industry, and enhancing the state mental health program; and

WHEREAS, Mr. Heatly received statewide recognition on many occasions for his many achievements and contributions to the state; he received an honorary doctor of laws degree from Howard Payne College in 1968, and he was named outstanding alumnus of Dallas Baptist College that

same year; he also was honored with plaques of recognition from the Texas Commission on Alcoholism, the Vocational Agricultural Teachers Association, the State Bar, and the Easter Seal Society of Texas; and

WHEREAS, He also was well known for his active civic involvement in his community of Paducah; he was on the executive board of the Northwest Texas Area Boy Scouts, served as president of the Paducah Lions Club, and was a charter member of the Paducah Chamber of Commerce and its board of directors; in addition to those activities, Mr. Heatly was a member of the Pythias Lodge and a 33rd Degree Mason, and he served as chairman of the board of elders of the First Christian Church, of which he also was a member; and

WHEREAS, This distinguished legislator and outstanding leader exemplified the qualities that have always made Texas such a dynamic state; he will long be missed by his former colleagues in the house and senate and by the citizens whom he served so faithfully and well; now, therefore, be it

RESOLVED, That the 68th Legislature of the State of Texas, 2nd Called Session, hereby pay tribute to the life of W. S. "Bill" Heatly and extend deep sympathy to the members of his family: to his wife, Jonnie Green Heatly; to his sons, Gene Heatly of Vernon, W. H. Heatly of Paducah, and W. S. Heatly III of Weatherford; to his brother, Dr. M. D. Heatly of San Marcos; to his sisters, Grady French of Ennis, E. R. Brown of Waxahachie, and W. E. Willett and Clara Boyd of Dallas; and to his nine grandchildren; and, be it further

RESOLVED, That official copies of this resolution be prepared for the members of his family and that when the Texas Legislature adjourns on this day, it do so in memory of former Representative Heatly.

The resolution was read.

On motion of Senator Howard and by unanimous consent, the resolution was considered immediately and was adopted by a rising vote of the Senate.